IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER ST.NO.3884 OF 1999

Mr.Kacharu Genu Ghuge & Ors. ..Appellants.

V/s.

Mr.Ashok Namdeo Mate & Ors. ..Respondents.

Mr.M.M.Sathaye for appellants.

CORAM: A.M.KHANWILKAR,J

DATE : MARCH 31, 2006.

P.C. :

1. Heard.

2. This appeal from order takes exception to the order passed by the trial Judge dated 14th October, 1998 rejecting the application for interim injunction during the pendency of the suit being Chamber Summons No.532 of 1996. It is not in dispute that the appellant had suffered this order for so long as there is no ad-interim order in favour of the appellant. As per order dated January 19, 2006 this paper book has been reconstructed. Suffice it to observe that as the appellants have suffered the order passed by the trial court for so long and moreso, in all probability, the suit must have been finally decided by the trial court as it pertains to

the year 1996; At this distance of time, it will not be useful to entertain this appeal. Hence this appeal is disposed of leaving all questions in this appeal open.

3. In the even the suit is still pending, as it pertains to year 1996, the trial Judge may expedite the hearing of the suit.